

Public Works & Transportation BOL Meeting Minutes - Final



Committee Chair: Erika Pierce

800 Michaelian Office Bldg.
148 Martine Avenue, 8th Floor
White Plains, NY 10601
www.westchesterlegislators.com

Monday, March 11, 2024

1:00 PM

Committee Room

CALL TO ORDER

Joint with the Committees on Legislation and Parks & Environment

Please note: Meetings of the Board of Legislators and its committees are held at the Michaelian Office Building, 148 Martine Avenue, White Plains, New York, 10601, and remotely via the WebEx video conferencing system. Legislators may participate in person or via Webex. Members of the public may attend meetings in person at any of its locations, or view it online on the Westchester County Legislature's website: <https://westchestercountyny.legistar.com/> This website also provides links to materials for all matters to be discussed at a given meeting. *With a quorum present, Chair Pierce called the meeting to order at 1:08PM.*

Others in Attendance: GUESTS: LAW: Stacey Dolgin-Kmetz; ENVIRONMENTAL FACILITIES: Lou Vetrone and Melissa Rotini; BOL: Legislator Benjamin Boykin, Legislator David Tubiolo, Legislator James Nolan, Legislator Margaret Cunzio, Legislator David Imamura, Legislator Colin Smith, Legislator Emiljana Ulaj (remote), Marcelo Figueroa, Flora White (remote), Lisa Hochman (remote), Jill Axelrod, James Silverberg and Dayana Gómez-Holguín

Present: Legislator Pierce, Legislator Barr, Legislator Williams, Legislator Williams Johnson and Legislator Woodson-Samuels

MINUTES APPROVAL

I. ITEMS FOR DISCUSSION

II. OTHER BUSINESS

Guests: Law Dept.: Chief Deputy County Attorney Stacey Dolgin-Kmetz; DEF: First Deputy Commissioner Louis Vetrone and Assistant Commissioner Melissa Rotini

1. [RES-2024-17](#) **PH-Source Separation Law**

A Public Hearing on "A LOCAL LAW amending Chapter 825 of the Laws of Westchester County entitled the 'Westchester County Source Separation Law' to improve recycling, reduction and waste programs in the County of Westchester. [Public Hearing set for April 8, 2024 at 7:30 p.m.]. Local Law Intro 2024-5.

SUBMITTED BY: COMMITTEES ON LEGISLATION, PUBLIC WORKS & TRANSPORTATION AND PARKS & ENVIRONMENT

Mr. Vetrone and Ms. Rotini discussed each of the changes in the legislation with the committees.

For Sec. 825.30(3), Chair Pierce asked that the definition of "Construction and Demolition or (C&D)" be changed to make specific reference to Section 826-a.200(8) of the Laws of Westchester County.

*For Sec. 825.30(5), the legislators requested that the definition of "Electronic Waste" be changed to delete the following language: "as further defined in New York State Environmental Conservation Law, Article 27, Title 26 and Article 27, Title 23*2."*

For Sec. 825.30(12), the legislators requested that the definition of "Rechargeable Batteries" be changed to alter the state law reference from "Article 27, Title 18 of the New York State Environmental Conservation Law" to "New York State Environmental Conservation Law § 27-1803."

Chair Pierce requested that language be added to Sec. 825.90 to provide that the Board of Legislators shall receive notice of any emergency rule promulgated by the Commissioner.

Legislator Barr asked that information be added to the committee report related to how complaints for violations can be filed with Department of Environmental Facilities.

2. [2024-5](#) **LOCAL LAW-Source Separation Law**

A LOCAL LAW amending Chapter 825 of the Laws of Westchester County entitled the "Westchester County Source Separation Law" to improve recycling, reduction and waste programs in the County of Westchester.

SUBMITTED BY: COMMITTEES ON LEGISLATION, PUBLIC WORKS & TRANSPORTATION AND PARKS & ENVIRONMENT

Please see previous item for discussion.

III. RECEIVE & FILE

1. [2024-57](#) **HON. CATHERINE F. PARKER - Memo of Legislation - A law to authorize the exchange real property**

A MEMO OF LEGISLATION to authorize the conveyance of a 13.4 acre parcel of real property currently owned by the County (County Parcel) to the Westchester Joint Water Works (WJWW) in exchange for a 13.4 acre parcel of real property currently owned by WJWW (WJWW Parcel).

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION, PUBLIC WORKS & TRANSPORTATION AND PARKS & ENVIRONMENT

On motion of Legislator Woodson-Samuels, seconded by Legislator Barr, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Legislator Pierce, Legislator Barr, Legislator Williams Johnson and Legislator Woodson-Samuels

Absent: Legislator Williams

2. [2024-58](#) **HON. MARGARET A. CUNZIO - Request for Removal from Saw Mill Sanitary Sewer District - 485 Chappaqua Rd., Chappaqua.**

Forwarding a request from the Town of Mt. Pleasant for the removal of property (485 Chappaqua Rd., Chappaqua) from the Westchester County Saw Mill Sanitary Sewer District.

COMMITTEE REFERRAL: COMMITTEE ON PUBLIC WORKS & TRANSPORTATION

On motion of Legislator Woodson-Samuels, seconded by Legislator Barr, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Legislator Pierce, Legislator Barr, Legislator Williams Johnson and Legislator Woodson-Samuels

Absent: Legislator Williams

3. [2024-68](#) **CLERK OF THE BOARD - Westchester Joint Water Works (WJWW) Request**

Forwarding correspondence from the Westchester Joint Water Works (WJWW) requesting approval of the exchange transaction for construction of a filtration plant in the Town of Harrison.

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION, PUBLIC WORKS & TRANSPORTATION, AND PARKS & ENVIRONMENT

On motion of Legislator Woodson-Samuels, seconded by Legislator Barr, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Legislator Pierce, Legislator Barr, Legislator Williams Johnson and Legislator Woodson-Samuels

Absent: Legislator Williams

4. [2024-72](#) **LEGISLATORS NOLAN & WOODSON-SAMUELS - Memo of Leg. - Restoration of Street Surfaces After Excavation**

A Memo of Legislation requiring that within 60 days of completing work requiring the excavation of any county road, sidewalk or parkway that the same be fully restored from curb to curb.

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND PUBLIC WORKS & TRANSPORTATION

On motion of Legislator Woodson-Samuels, seconded by Legislator Barr, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Legislator Pierce, Legislator Barr, Legislator Williams Johnson and Legislator Woodson-Samuels

Absent: Legislator Williams

5. [2024-73](#) **HON. CATHERINE F. PARKER - Memo of Leg. - Utility Poles on County Road Rights-of-Way**

A Memo of Legislation to create a law requiring utility companies that utilize Westchester County road right-of-way to remove their lines and equipment from damaged poles in a timely manner.

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND PUBLIC WORKS & TRANSPORTATION

On motion of Legislator Woodson-Samuels, seconded by Legislator Barr, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Legislator Pierce, Legislator Barr, Legislator Williams Johnson and Legislator Woodson-Samuels

Absent: Legislator Williams

6. [2024-74](#) **LEGISLATORS TUBIOLO & WOODSON-SAMUELS - Memo of Leg. - Prohibit Illegal Dumping**

A Memo of Legislation to prohibit dumping of any kind including commercial and household waste upon any county owned street, lot, park, public place or other areas, public or privately owned. Such dumping would be punished with criminal and/or civil penalties. The law should be modeled after City of Yonkers Code Park VIII Chapter 91, Section 38.

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND PUBLIC WORKS & TRANSPORTATION

On motion of Legislator Woodson-Samuels, seconded by Legislator Barr, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Legislator Pierce, Legislator Barr, Legislator Williams Johnson and Legislator Woodson-Samuels

Absent: Legislator Williams

ADJOURNMENT

Moved by Legislator Woodson-Samuels, seconded by Legislator Barr, the Committee adjourned at 2:10pm.